

FILED

2008 APR 16 PM 4:33

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH VU NGUYEN, and  
DAVIS KIET DANG,  
aka Kiet Dang,  
aka Kiet Davis Anh Dang,  
aka Kiet Davisanh Dang,

Defendants.

NO.

CR08-0246

SEALING APPLICATION AND  
SEALING ORDER

The United States requests that the Indictment, Penalty Sheet and Arrest Warrant (except that the Clerk's office may provide a copy of the Arrest Warrant to the U.S. Attorney's Office and the executing agents) in the above-captioned case filed with the Court on April 16, 2008, be filed under seal until further order of the Court. The reason for this request is to facilitate the

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SEALING APPLICATION AND ORDER

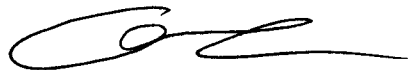
1 gathering of evidence related to offenses committed by the defendants. Revealing the indictment  
2 may alert the defendants to the existence of a federal investigation into offenses committed by  
3 them. If the defendants learned of their indictment they may take steps to obstruct justice by  
4 intimidating witnesses and/or destroying evidence or by employing others to do so.

5 WHEREFORE, I respectfully request that the Court issue an Order granting this Application.

6 DATED: April 15, 2008

Respectfully submitted,

8 JOSEPH P. RUSSONIELLO  
9 United States Attorney

10 

11 GARTH HIRE  
12 Assistant United States Attorney

13 **ORDER**

14 On the government's application, the Indictment, Penalty Sheet, and Arrest Warrant filed  
15 with the Court on April 16, 2008, shall be filed under seal until further order of the court (except  
16 that the Clerk's office may provide a copy of the Arrest Warrant to the U.S. Attorney's Office  
17 and the executing agents).

18 IT IS SO ORDERED.

19  
20  
21  
22 DATED: 4/16/08

23   
24 HONORABLE WAYNE D. BRAZIL  
25 UNITED STATES MAGISTRATE JUDGE  
26  
27  
28

SEALING APPLICATION AND ORDER